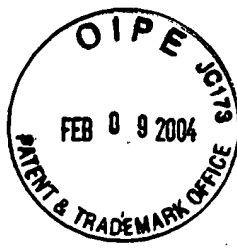


DOCKET: CU-3244



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Robert M. Solberg

Serial No.: 10/725,770

Group Art Unit:

Filed: December 2, 2003

Examiner:

For: Hosta Plant Named 'Orange Marmalade'

**Certification under 37 C.F.R. §1.8(a)**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with The United States Postal Service with sufficient postage as first-class mail in an envelope addressed to Commissioner for Patents, on February 6, 2004.

A handwritten signature in cursive script, reading "Dennis Drehkoff".

W. Dennis Drehkoff, Reg. No. 27193

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT WITHIN THREE MONTHS OF FILING OR BEFORE MAILING OF FIRST OFFICE ACTION**

Sir:

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of the first Office Action on the merits, whichever event occurs last. 37 CFR 1.97(b).

February 6, 2004

A handwritten signature in cursive script, reading "Dennis Drehkoff".

W. Dennis Drehkoff, Reg. No. 27193  
Ladas & Parry  
224 South Michigan Avenue  
Chicago Illinois 60604  
Tel. No. (312) 427-1300

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**INFORMATION DISCLOSURE STATEMENT**

Applicants submit herewith patents, publications or other information of which the applicants are aware, which may be material to the examination of this application and in respect of which there may be a duty to disclose under 37 CFR 1.56.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 CFR 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

The references submitted herein are listed on PTO-1449 form (modified) enclosed herewith. A copy of each non-patent reference listed is being furnished except any duplicate or cumulative non-patent publications specified otherwise.

A translation of any foreign language reference, if any, is indicated in PTO-1449 form and being submitted herein if it is readily available. Otherwise it should be construed that such translation is not readily available.


Additional comments, if any, on the relevance of each reference listed are provided as follows:

The Statement is made on the basis of the information:

<u>          </u>	supplied by the inventor(s);
<u>  X  </u>	supplied by an individual associated with the filing and prosecution
<u>          </u>	of this application (37 CFR 1.56(c)); or
<u>          </u>	in the attorney's file.

Respectfully submitted,

February 6, 2004

  
\_\_\_\_\_  
W. Dennis Drehkoff, Reg. No. 27193  
Ladas & Parry  
224 South Michigan Avenue  
Chicago Illinois 60604  
Tel. No. (312) 427-1300

